

| TRANSMITTAL LETTER | | | Case No. 7651/1612 |
|--|------------------------------|--------------------------|------------------------|
| Serial No. 10/392,345 | Filing Date June 26, 2001 | Examiner Not Assigned | Group Art Unit 1713 |
| Inventor(s) Gregory Carlson et al. | | | |
| Title of Invention Polyurethane Hydrogel Contact Lens | | | |

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an Information Disclosure Statement, PTO form 1449 and thirty (30) references.

Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.

A verified statement to establish small entity status under 37 CFR §§ 1.9 and 1.27 is enclosed.

Petition for a ____ month extension of time.

No additional fee is required.

The fee has been calculated as shown below:

| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Small Entity | | Other Than Small Entity | |
|---|---|-------|---------------------------------------|------------------|--------------------|--------------|----------------------------|--------------|
| | | | | | Rate | Add'l Fee | Rate | Add'l Fee |
| Total | | Minus | | | x \$9 = | | x \$18 = | |
| Indep. | | Minus | | | x 42 = | | x \$84 = | |
| First Presentation of Multiple Dep. Claim | | | | | + \$140 = | | + \$280 = | |
| | | | | | Total add'l fee | \$ | Total add'l fee | \$ |

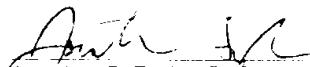
Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$ _____. A duplicate copy of this sheet is enclosed.

A check in the amount of \$ ____ to cover the filing fee is enclosed.

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,


Jonathan P. Taylor, Ph.D.
Registration No. 48,338
Agent for Applicant

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, ILLINOIS 60610
(312) 321-4200



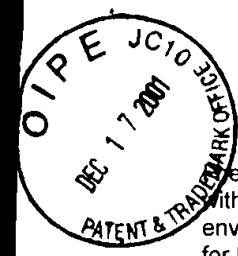
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PATENT & TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on October 29, 2001.

Date Oct 29, 2001

Signature Jonathan P. Taylor



CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope, with sufficient postage, addressed to: Commissioner for Patents, Washington, D.C. 20231, on

October 29, 2001

Date of Deposit

Jonathan P. Taylor, Ph.D., Reg. No. 48,338

Name of Applicant, Assignee or
Registered Representative

Anton J. Jr.

Signature

10/29/01

Date of Signature

Ex. 1
10/29/01

#3

Our Case No.: 7651/1612

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gregory Carlson et al.

Serial No.: 09/892,345

Filing Date: June 26, 2001

For: POLYURETHANE HYDROGEL
CONTACT LENS

Examiner: Not Assigned

Group Art Unit No.: 1713

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed below and on the attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

The references now cited are the following:

U.S. Patent Documents

| Patent No. | Date | Inventor |
|------------|------------|-------------------|
| 3,786,034 | 01/15/1974 | Blair et al. |
| 3,821,136 | 06/28/1974 | Hudgin et al. |
| 3,822,238 | 07/02/1974 | Blair et al. |
| 3,939,105 | 02/17/1976 | Jones, Jr. et al. |
| 4,118,354 | 10/03/1978 | Harada et al. |
| 4,255,550 | 03/10/1981 | Gould |
| 4,259,467 | 03/31/1981 | Keogh et al. |
| 4,359,558 | 11/16/1982 | Gould et al. |
| 4,403,083 | 09/06/1983 | Marans et al. |
| 4,408,023 | 10/04/1983 | Gould et al. |
| 4,454,309 | 06/12/1984 | Gould et al. |
| 4,490,423 | 12/25/1984 | Gould et al. |
| 4,496,535 | 01/29/1985 | Gould et al. |
| 4,644,033 | 02/17/1987 | Gnanou et al. |
| 4,668,564 | 05/26/1987 | Orchard |
| 4,687,816 | 08/18/1987 | Lin et al. |
| 4,689,386 | 08/25/1987 | Chapman et al. |
| 4,886,866 | 12/12/1989 | Braatz et al. |
| 5,039,458 | 08/13/1991 | Braatz et al. |
| 5,149,052 | 09/22/1992 | Stoy et al. |
| 5,354,835 | 10/11/1994 | Blair |
| 5,508,317 | 04/16/1996 | Müller |
| 5,674,942 | 10/07/1997 | Hill et al. |
| 5,789,464 | 08/04/1998 | Müller |
| 5,849,810 | 12/15/1998 | Müller |
| 6,039,913 | 03/21/2000 | Hirt et al. |

Foreign Patent Documents

| Document No. | Date | Country |
|----------------|------------|---------|
| WO 98/00205 A1 | 01/08/1998 | PCT |
| WO 98/42497 A3 | 10/01/1998 | PCT |
| WO 98/42497 A2 | 10/01/1998 | PCT |
| 11-255859 | 09/21/1999 | Japan |

In accordance with 37 C.F.R. § 1.97(g),(h), this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

This Information Disclosure Statement is being filed prior to the receipt of the first Official Action reflecting an examination on the merits and hence is believed to be timely filed in accordance with 37 C.F.R. § 1.97(b). No fees are believed to be due in connection with filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these material, the Commissioner is hereby authorized to deduct said fees from Brinks Hofer Gilson & Lione Deposit Account No. 23-1925. A duplicate copy of this document is enclosed.

Applicant(s) respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,



Jonathan P. Taylor, Ph.D.
Registration No. 48,338
Agent for Applicant(s)

BRINKS HOFER GILSON & LIONE
P.O. Box 10395
Chicago, IL 60610
(312) 321-4200